

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE:)
) CASE NO. 20 B 00195
James Clark Hatchett,) HON. Jacqueline P. Cox
) CHAPTER 13
DEBTOR.)
)

NOTICE OF MOTION

TO: Tom Vaughn, Chapter 13 Trustee, 55 E. Monroe St. STE 3850, Chicago, IL 60603, via electronic court notification;
Anna Valencia, City Clerk, 121 N. LaSalle Street, Room 107, Chicago, IL 60602;
See attached Service List.

Please take notice that on April 27, 2020, at 9:00 a.m., I shall appear before the Honorable Judge Jacqueline P. Cox in Courtroom 680 in the Federal Dirksen Building, 219 S. Dearborn Street, Chicago, Illinois and present the attached motion and you may appear if you so choose.

A party who objects to this motion and wants it called must file a Notice of Objection no later than two (2) business days before the presentment date. If a Notice of Objection is timely filed, the motion will be called on the presentment date. If no Notice of Objection is timely filed, the court may grant the motion without a hearing before the date of presentment.

PROOF OF SERVICE

The undersigned, an attorney, certifies that he transmitted a copy of this notice and the attached motion to the attached service list via regular U.S. Mail with postage prepaid from the mailbox located at 20 S. Clark Street, Chicago, IL 60603 on April 3, 2020.

/s/ Steve Miljus
Attorney for Debtor

The Semrad Law Firm, LLC
20 S. Clark Street, 28th Floor
Chicago, IL 60603
312-913-0625

City of Chicago Department of Finance
c/o Arnold Scott Harris P.C.
111 W. Jackson Ste. 600
Chicago, IL 60604-3517

HARRIS & HARRIS LTD
222 Merchandise Mart Plaza, Suite 1900
Chicago, IL 60654-1421

IL Secretary of State
2701 S. Dirksen Parkway
Springfield, IL 62723-0002

ILDCFS
106 S Sixth
Springfield, IL 62701

Illinois Department of Healthcare & Family S
509 S 6th St
Springfield, IL 62701-1809

Illinois Dept of Children and Family Service
106 S Sixth
Springfield, IL 62701

Jackson Park Hospital
7531 S. Stony Island Ave
Chicago, IL 60649-3993

The University of Chicago Hospitals
5841 S Maryland Ave
Chicago, IL 60637-1473

Elliott Wall
The Semrad Law Firm
20 S. Clark Street 28th fl
Chicago, IL 60603-1811

James Clark Hatchett
6806 S Clyde Ave
Apt 1
Chicago, IL 60649-1609

Patrick S Layng
Office of the U.S. Trustee, Region 11
219 S Dearborn St
Room 873
Chicago, IL 60604-2027

Steve Miljus
The Semrad Law Firm, LLC
20 S Clark, 28th
Chicago, IL 60603

Tom Vaughn
55 E. Monroe Street, Suite 3850
Chicago, IL 60603-5764

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Chicago, IL 60649

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MOTION TO MODIFY PLAN

NOW COMES the Debtor, James Clark Hatchett, by and through Debtor's attorneys, The Semrad Law Firm, LLC, and moves this Honorable Court to enter an Order modifying the Chapter 13 Plan. Debtor states as follows:

1. On January 4, 2020, the Debtor filed a petition for relief pursuant to Chapter 13, Title 11 of the United States Code.
2. On March 2, 2020, this Honorable Court confirmed the Debtor's Chapter 13 Plan, with secured creditors to be paid 100.00% of their allowed claims, and general unsecured creditors are to be paid 10.00% of their allowed claims.
3. That the confirmed Chapter 13 Plan requires the Debtor to make plan payments to the Chapter 13 Trustee in the amount of \$175.00 on a monthly basis for a term of 36 months.
4. Debtor is currently not working since his employer has stopped any business activity due to the situation caused by the spread of the Coronavirus (COVID-19). As a result, Debtor is deprived of his source of income thus he cannot afford the current payment and all other expenses.
5. Debtor seeks to defer the current Plan default through April of 2020 and suspend the May, June and July 2020 Plan payments.
6. Debtor respectfully requests this Honorable Court defer the current plan default to the

end of the plan of reorganization.

7. Debtor further requests this Honorable Court to suspend Chapter 13 Trustee plan payments for three months, the months of May, June and July of 2020, with regular monthly Trustee plan payments to resume in August of 2020.
8. That Debtor filed the instant case in good faith and intends to complete the Chapter 13 Plan of reorganization.

WHEREFORE, Debtor prays this Honorable Court for the following relief:

- A. That this Honorable Court enter an Order modifying the Debtor's Chapter 13 Plan in order to defer the current plan default to the end of the plan of reorganization; and
- B. That this Honorable Court enter an Order suspending Debtor's Chapter 13 Trustee plan payments for three months, the months of May, June and July of 2020, with regular monthly Trustee plan payments to resume in August of 2020; and
- C. That this Honorable Court Order any further relief as the Court may deem fair and proper.

Respectfully submitted,

/s/ Steve Miljus
Attorney for Debtor

The Semrad Law Firm, LLC
20 S. Clark Street, 28th Floor
Chicago, IL 60603
(312) 913-0625